HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

DIVISION BENCH

CORAM : HON'BLE SHRI S.R. NAYAK, CJ
& HON'BLE SHRI D.R. DESHMUKH, J.

WRIT PETITION NO. 2212 OF 2004

PETITIONER

Manoj Chandrakar, aged about 38 years, S/o. Shri Bhukhan Lal Chandrakar, Patwari, P.C. No. 15 R/o Panchwati Colony, Qtr. No. C-4, Ratanabandha, Dhamtari, Tahsil & Distt. Dhamtari (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh
Through Secretary
Department of Revenue,
Mantralaya, D.K.S. Bhawan
Raipur (C.G.)
2. The Collector
District Dhamtari (C.G.)
3. Sub-Divisional Officer
(Revenue) District Dhamtari (C.G.)
4. Ramesh Kumar Lahare, Aged about 35 years, S/o. Shri Ghasi Ram Lahare, Patwari, Posted at P.C. No. 15/49, Hatkeshar, Tah. & District Dhamtari (C.G.)
5. Vishnu Kumar Gupta, Aged about 43 years, S/o Shri Udayram Gupta, Patwari at Present transfer to P.C. No. 50-A/16, Tahsil Dhamtari R/o Post Office Ward, Ama Talab Road, Dhamtari (C.G.)
6. Ramesh Tiwari, Aged about 40 years, S/o. Shri Govind Prasad Tiwari, Patwari, Posted at P.C. No. 10, Bhakhara, Tahsil Kurud, Distt. Dhamtari (C.G.)
7. Sukhdeo Dhruw, S/o Shri B.R. Dhruw, Patwari, Posted at P.C. No. 28, Kharenga, Tahsil & Distt. Dhamtari (C.G.)
8. Chinta Ram Soni, S/o. Late Mansha Ram Soni, Patwari, Posted at P.C. No. 16, Tahsil Kurud, Distt. Dhamtari (C.G.)

Present: Mr. Ashok Swarnakar, learned counsel for the petitioner.
Mr. V.V.S. Murthy, learned Dy. G.A. for the State/respondents No. 1 to 3.
Mr. Vimlesh Bajpai, learned counsel for the respondent No. 4.
Mr. Sumit Verma, learned counsel for the respondent No. 5.

WRIT PETITION NO. 2211 OF 2004

PETITIONER Vasudeo Bhoi, aged about 35 years, S/o. Shri Bastam Bhoi R/o Vivekanand Nagar, Street No.3, Dhamtari, Tahsil and District Dhamtari (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh Through Secretary Department of Revenue, Mantralaya, D.K.S. Bhawan Raipur (C.G.)
2. The Collector District Dhamtari (C.G.)
3. Sub-Divisional Officer (Revenue) District Dhamtari (C.G.)
4. Vishnu Kumar Gupta, Aged about 43 years, S/o Shri Udayram Gupta, Patwari at Present transfer to P.C. No. 50-A/16, Tahsil Dhamtari R/o Post Office Ward, Ama Talab Road, Dhamtari (C.G.)
5. Ramesh Tiwari, Aged about 40 years, S/o. Shri Govind Prasad Tiwari, Patwari, Posted at P.C. No. 10, Bhakhara, Tahsil Kurud, Distt. Dhamtari (C.G.)
6. Ramesh Kumar Lahare, Aged about 35 years, S/o. Shri Ghasi Ram Lahare, Patwari, Posted at P.C. No. 15/49, Hatkeshar, Tah. & District Dhamtari (C.G.)
7. Sukhdeo Dhruw, S/o Shri B.R. Dhruw, Patwari, Posted at P.C. No. 28, Kharenga, Tahsil & Distt. Dhamtari (C.G.)
8. Chinta Ram Soni, S/o. Late Mansha Ram Soni, Patwari, Posted at P.C. No. 16, Tahsil Kurud, Distt. Dhamtari (C.G.)

Present: Mr. Ashok Swarnakar, learned counsel for the petitioner.
Mr. V.V.S. Murthy, learned Dy. G.A. for the State/respondents No. 1 to 3.
Mr. Vimlesh Bajpai, learned counsel for the respondent No. 5.
Mr. Sumit Verma, learned counsel for the respondent No. 4.

WRIT PETITION NO.3342 OF 2003

PETITIONER Manoj Chandrakar
Aged about 37 years, S/o Shri Bhukhan lal Chandrakar, R/o Panchwati colony, Qtr. No. C-4, Ratna Bandha, Dhamtari, Tahsil and Distt. Dhamtari (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, Through, its Secretary, Revenue Department, DKS Bhawan, Raipur (C.G.)
2. Under Secretary, Revenue Department, DKS Bhawan, Raipur (C.G.)
3. The Collector, Dhamtari
4. Sub-Divisional Officer, Dhamtari, Tah. And Distt. Dhamtari
5. Ramesh Kumar Lahre, Aged about 38 years, S/o Shri Ghasi ram Lahre, Patwari, Transfer at Tahsil Nagri, Distt Dhamtari (C.G.)

Present: Mr. Ashok Swarnakar, learned counsel for the petitioner.
Mr. V.V.S. Murthy, learned Dy. G.A. for the State/respondents No. 1 to 4.

WRIT PETITION NO.377 OF 2004

PETITIONER Ramesh Kumar Lahare,
Son of Shri Ghasi Ram Lahare, Patwari, Posted at P.C. No. 15, Hatkeshar, Dhamtari, Chhattisgarh.

VERSUS

RESPONDENTS 1. State of Chhattisgarh
Through Secretary,
Department of Revenue,
Mantralaya, D.K.S. Bhawan,
Raipur, Chhattisgarh.

2 The Collector,
District Dhamtari,
Chhattisgarh.

Present: None appeared for the petitioner.
Mr. V.V.S. Murhty, learned Dy. A.G. for the State/respondents.

ORAL ORDER
(Passed on 30th January 2006)

The following oral order of the Court was passed by

S.R. NAYAK, CJ :

These writ petitions arise out of two interim orders passed by the State Administrative Tribunal (for short the "SAT") dated 12-11-2001 and 09-08-2002 in O.A. No. 1080 of 2001 on the file of SAT, Raipur Bench. In O.A. No. 1080 of 2001, the order dated 16-10-2001cancelling the earlier transfer order dated 26-06-2001 is assailed. The SAT having regard to the factual controversies raised before it, by its order dated 12-11-2001 directed that status-quo that obtained as on 24-10-2001 should be maintained till disposal of O.A. No. 1080 of 2001 and the said ad-interim order was subsequently made absolute and continued till disposal of O.A. No. 1080 of 200, by order dated 09-08-2002. The two interim orders made by the SAT, in the facts and circumstances of the case, cannot be faulted with, particularly, in view of the factual controversies between the parties with regard to the relieve order and assumption of office at the transferred place etc. In that view of the matter, we dismiss all the writ petitions. The original record of O.A. No.

1080 of 2001 is received by this Court. Therefore, the Registry is directed to number O.A. No. 1080 of 2001 as writ petition(s) and list it for final hearing in the second week of March 2006. No costs.

Sd/-
Chief Justice
Judge

Sd/-
Dilip Raosaheb Deshmukh
Judge

Subbu